

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS
LIABILITY LITIGATION (NO. IV)

MULTIDISTRICT LITIGATION
MDL DOCKET NO. 875

E.D. PA Civil Action No. 09-cv-92610

JACK B. HOWELL,
Plaintiff,

Transferor Court: SDGA CV503-74

vs.

CSX TRANSPORTATION, INC., et al.
Defendant

FILED

APR 15 2013

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

ORDER

AND NOW, this **15th** day of **April**, 2013, upon careful and independent consideration of Defendant CSX Transportation Inc.'s motion for partial summary judgment *regarding cancer and motion in limine* [Doc. 19], Plaintiff's response thereto [Doc. 21], and Defendant's reply [Doc. 23], and after Review of the Report and Recommendation of Magistrate Judge M. Faith Angell, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED and ADOPTED**
2. CSX Transportation's Motion for Partial Summary Judgment [Doc. 19] is **GRANTED**.

BY THE COURT:


EDUARDO C. ROBRENO, J.